IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 1544 OF 2007

Popat Maruti @ Dattu Patil ..Applicant
V/s
The State of Maharashtra ..Respondent.

Mr.K.S. Patil, Advocate for the applicant.
Mr.A.R.Patil, APP for the State.

CORAM : R.M. SAVANT, J.

DATE : 18TH MAY, 2007.
(VACATION COURT)

P.C.

. This is an application for anticipatory bail.The applicant apprehends his arrest in C.R.No.44/2006 registered with Sangola Police Station, District Solapur for the offence punishable under section 326, 364-A, 384, 147, 148, 149,324, 323, 504, 506 of Indian Penal Code and Section 135 of the Bombay Police Act.

2. It is the case of the prosecution that the applicant along with one Nandu Patil, Bharat Patil, Rambhau Patil and 5 to 6 other unknown persons arrived at the house of complainant. It is alleged that the applicant assaulted complainant with iron rod. It is further alleged that the another accused Nandu Patil

assaulted the complainant with axe on his head, whereupon the wife of the complainant Vimal Shinde and other members of his family namely Digambar Shinde intervened in the said quarrel. It is further alleged that accused Rambhau Patil assaulted Digamber Shinde with iron rod on his left hand and shoulder and that accused Bharat Patil assaulted Ramesh Shinde with iron road on his back.

3. It is an admitted position that accused Ramesh Patil and Bharat Patil were involved in the same incident and were also accused of similar allegations have been granted anticipatory bail by the Sessions Court. The applicant has also filed affidavit of the complainant, which is annexed to the paper book of the application at page 10, in which affidavit it is inter-alia stated that the parties have settled the dispute. In that view of the matter, on the basis of parity, as well as on the basis of the fact that the dispute between the two families, is settled as mentioned in the affidavit case for anticipatory bail is made out. The applicant is granted anticipatory bail on the following conditions.

(i) In the event of arrest of the applicant in C.R.No. 44/2006, registered with Sangola Police Station the applicant be released on anticipatory bail in the sum of Rs.10,000/- with one or two sureties in like amount.

(ii) The applicant to co-operate with the police in the investigation of the said crime and to attend the police station as and when required till filing of the charge-sheet.

(iii) The applicant shall not threaten, induce or coerce the prosecution witnesses.

. The application is disposed off in the aforesaid terms.

(R.M.SAVANT, J.)